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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/664,207	09/16/2003	Eric Edward Fullerton	ARC920010010US2	3887
30355	7590 11/16/2004		EXAMINER	
DANIEL E. JOHNSON			LETSCHER, GEORGE J	
	RATION, ALMADEN RES UAL PROPERTY LAW DE		ART UNIT	PAPER NUMBER
650 HARRY	ROAD		2653	
SAN JOSE,	CA 95120-6099		DATE MAILED: 11/16/2004	4

Please find below and/or attached an Office communication concerning this application or proceeding.



Application No. Applicant(s) Full Erron Et al.					-
Examiner			Application No.	Applicant(s)	Y.
George J. Letscher A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. He had been a served to the properties of the communication of t		Office Assistant Oc	10/664,207 FULLERTON ET AL		
The MAILING DATE of this communication appears on the cover sheet with the correspondence address — Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE £ MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. Extensions of time may be available under the provisions of 37 CFR 1.70(a). In no event, however, may a reply be timely filled to the period for reply specified above is less blan thirty (30 days, a reply within the statutory minimum of thirty (30) days will be considered timely. If the period for reply specified above is less blan thirty (30 days, a reply within the statutory minimum or thirty (30) days, and will expire \$(S) (MONTHS from the mailing date of this communication. Fallule is reply within the set of extracted period for reply with the set of extracted period for reply within the set of extracted period for reply set of the set of extracted period for reply and the se	,	Office Action Summary	Examiner	Art Unit	
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A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. Letherware of them may be available under the provisions of 3°CFR 1.136(a). Inno event, however, may a reply be timely filled. Letherware of them may be available under the provisions of 3°CFR 1.136(a). Inno event, however, may a reply be timely filled. Letherware of the reply specified above is less than thirty (30) days, a reply which the statutory minimum of bitary (50) days, will be considered timely. If the period for reply specified above is less than thirty (30) days, a reply which the statutory minimum of bitary (50) Mays will be considered to reply within the set of extended preceded reply will, by statutory may have well explicit (50) US.C. \$ 1330. Frailure to reply which the set of extended preceded for reply will, by statutory may have well explicit (50) US.C. \$ 1330. Frailure to reply which the set of extended preceded reply will, by statutory days and well explicit (50) US.C. \$ 1330. Frailure to reply which the set of extended preceded reply will, by statutory days and well explicit (50) US.C. \$ 1330. Responsive to communication(s) filled on 16 September 2003. 2a This action is FINAL. 2b This action is is non-final. 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) 1.19 is/are pending in the application. 4a) Of the above claim(s) is/are withdrawn from consideration. 5 Claim(s) is/are allowed. 6 Claim(s) is/are allowed. 6 Claim(s) is/are allowed. 7 Claim(s) is/are achipected to by the Examiner. 9 The specification is objected to by the Examiner. 10 The drawing(s) filed on is/are: a) accepted or b) objected to by the Examiner. Applicant may not request that any objection to the drawing(s) be held in abeyance. Sea 37 CFR 1.121(d). 11 The oration of the priori	Period fe		pears on the cover sheet with the	correspondence address	
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3 Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)). * See the attached detailed Office action for a list of the certified copies not received. Attachment(s) 1) Notice of References Cited (PTO-892) Notice of Draftsperson's Patent Drawing Review (PTO-948) 3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) 5) Notice of Informal Patent Application (PTO-152)				tion No.	
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Application/Control Number: 10/664,207

Art Unit: 2653

DETAILED ACTION

Election/Restrictions

1. This application contains claims directed to the following patentably distinct species of the claimed invention:

Species I – Figures 2-6;

Species II – Figures 7-9.

Applicant is required under 35 U.S.C. 121 to elect a single disclosed species for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable. Currently, no claims are generic.

Applicant is advised that a reply to this requirement must include an identification of the species that is elected consonant with this requirement, and a listing of all claims readable thereon, including any claims subsequently added. An argument that a claim is allowable or that all claims are generic is considered nonresponsive unless accompanied by an election.

Upon the allowance of a generic claim, applicant will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.141. If claims are added after the election, applicant must indicate which are readable upon the elected species. MPEP § 809.02(a).

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Should applicant traverse on the ground that the species are not patentably distinct, applicant should submit evidence or identify such evidence now of record showing the species to be obvious variants or clearly admit on the record that this is the case. In either instance, if the examiner finds one of the inventions unpatentable over the prior art, the evidence or admission may be used in a rejection under 35 U.S.C. 103(a) of the other invention.

- 2. Due to the technical complexity of this species restriction, a telephone call was not made to Applicant's representative.
- 2. Applicant is reminded that upon the cancellation of claims to a non-elected invention, the inventorship must be amended in compliance with 37 CFR 1.48(b) if one or more of the currently named inventors is no longer an inventor of at least one claim remaining in the application. Any amendment of inventorship must be accompanied by a request under 37 CFR 1.48(b) and by the fee required under 37 CFR 1.17(i).
- 3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to George J. Letscher whose telephone number is 703-305-7912. The examiner can normally be reached on Conventional.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, William Korzuch can be reached on 703-305-6137. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

George J. Letscher Primary Examiner Art Unit 2653

GJL 11/15/04